

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

B.P.J, by her next friend and mother,
HEATHER JACKSON

Plaintiff,

v.

WEST VIRGINIA STATE BOARD OF
EDUCATION, HARRISON COUNTY BOARD
OF EDUCATION, WEST VIRGINIA
SECONDARY SCHOOL ACTIVITIES
COMMISSION, W. CLAYTON BURCH in his
official capacity as State Superintendent,
DORA STUTLER in her official capacity as
Harrison County Superintendent, and THE
STATE OF WEST VIRGINIA

Defendants,

and

LAINEY ARMISTEAD

Defendant-Intervenor.

Case No. 2:21-cv-00316

Hon. Joseph R. Goodwin

Oral Argument Requested

DEFENDANT-INTERVENOR'S MOTION FOR SUMMARY JUDGMENT

Defendant-Intervenor Lainey Armistead moves for summary judgment under Federal Rule of Civil Procedure 56 and requests that this Court enter judgment for Armistead and Defendants as to all of Plaintiff B.P.J.'s claims and terminate this case. In support of her motion, Armistead relies on the affidavits, admissions, depositions, and other documents included in the appendix to this motion in addition to her contemporaneously filed Memorandum of Law. Armistead requests oral argument to be heard at a time and date set by the Court under Local Rule of Civil Procedure 9.8. Armistead respectfully prays for this relief and for any further relief this Court may deem just and proper.

Respectfully submitted this 21st day of April, 2022.

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CERTIFICATE OF SERVICE

I, Brandon Steele, hereby certify that on April 21, 2022, I electronically filed
a true and exact copy of ***Defendant-Intervenor's Motion for Summary
Judgment*** with the Clerk of Court and all parties using the CM/ECF system.

/s/ Brandon S. Steele

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